

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

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INTELLECTUAL PROPERTY LAW
12400 WILSHIRE BOULEVARD, 7TH FLOOR
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Deliver to: Michael L. Borin Art Group: 1631
Company Name: USPTO
Facsimile No.: (571) 273-8300 Date: October 2, 2006
From: Pat Sullivan
Our Docket No.: 42390P11816 Number of pages 17 including this sheet.
Application: 09/966,024 Filing Date: 9/28/2001

Subject

Timely filing of Response to Office Action with incorrect Transmittal Documents

Remarks

The attached Response to non-final Office Action was timely filed with the USPTO on September 14, 2006. The application number on the actual Response as filed is correct; however, the transmittal documents bear the application number of a related matter. Please see that the Response to non-final Office Action is uploaded and acknowledged in the correct matter. Thank you, and I apologize for this inconvenience.

Pat Sullivan

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10/02/2006 15:06 FAX 303 740 6962
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9/14/2006 8:48:44 PM

PAGE 1/001

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LOS ANGELES, CA 90025

FACSIMILE COVER SHEET

Deliver to: Michael L. Begle, USPTO Att Group: 1631
Facsimile No.: (371)273-8100 Date: September 14, 2006
From: Brent E. Veecher, Reg. No. 48,011
Our Docket No.: 42P118160 Number of pages: 14 including this sheet.
Application No.: 10/333028 Filing Date: 10/23/2003
Docket Due Date(s): 9/14/2006

Enclosed are the following documents:

<input checked="" type="checkbox"/> Amendments: <u>Responses</u> (<u>10</u>) pages	<input type="checkbox"/> Issue Fee Transmittal
<input type="checkbox"/> Appeal Brief (<u>000</u>)	<input type="checkbox"/> Notice of Appeal
<input type="checkbox"/> Application: (<u>000</u>)	<input type="checkbox"/> Motion for: _____
(<u>000</u>) PDU wrapper & eSOS/USO	<input type="checkbox"/> Request for Continued Examination (RCE)
<input type="checkbox"/> Assignment & Control Sheet (<u>000</u>)	<input type="checkbox"/> Reply Brief (<u>000</u>)
<input type="checkbox"/> Certificate of <u>Examination</u>	<input type="checkbox"/> Request & Certification Under 35 USC 122(b)(2)(B)(i)
<input type="checkbox"/> Continued Prosecution Application (CPA)	<input type="checkbox"/> Request to Reopen Previous Nonpublication Request
<input type="checkbox"/> Declaration & PDA (<u>000</u>)	<input type="checkbox"/> Response to Notice of Missing Parts & Formalities Letter
<input type="checkbox"/> Drawings: <u>000</u> sheets, <u>000</u> figures	<input type="checkbox"/> Response to Written Opinion (<u>000</u>)
<input type="checkbox"/> Extension of Time: _____	<input type="checkbox"/> Terminal Disclaimer
<input type="checkbox"/> Fee Transmittal (in duplicate)	<input type="checkbox"/> Transmittal of Publication Fee Due
<input type="checkbox"/> IDS & PTO/USO (<u>000</u>)	<input type="checkbox"/> Transmittal of Publication Fee Due
<input type="checkbox"/> Other: _____	<input type="checkbox"/> Transmittal Letter

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Brent E. Veecher 9/14/2006
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PAGE 1/14 * RCVD AT 9/14/2006 8:40:26 PM [Eastern Daylight Time] * SVR:USPTO-EFXXF-045 * DNIS:2738300 * CSID:303 740 6962 * DURATION (mm-ss):09-04

10/02/2008 15:07 FAX 303 740 6962
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*** TX REPORT ***

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FACSIMILE COVER SHEET

Deliver to: Michael L. Borin, USPTO Art Group: 1631
Facsimile No.: (571) 273-8300 Date: September 14, 2006
From: Brent E. Vecchia, Reg. No. 48,011
Our Docket No.: 42P11816D Number of pages 14 including this sheet.
Application No.: 10/693028 Filing Date: 10/23/2003
Docket Due Date(s): 9/14/2006

Enclosed are the following documents:

- | | |
|---|---|
| <input checked="" type="checkbox"/> Amendment: <u>Response</u> (<u>16</u> pgs) | <input type="checkbox"/> Issue Fee Transmittal |
| <input type="checkbox"/> Appeal Brief (<u> </u> pgs) | <input type="checkbox"/> Notice of Appeal |
| <input type="checkbox"/> Application: <u> </u> | <input type="checkbox"/> Petition for: <u> </u> |
| <u> </u> (<u> </u> pgs) w/cover & abstract) | <input type="checkbox"/> Request for Continued Examination (RCE) |
| <input type="checkbox"/> Assignment & Cover Sheet (<u> </u> pgs) | <input type="checkbox"/> Reply Brief (<u> </u> pgs) |
| <input checked="" type="checkbox"/> Certificate of <u>Facsimile</u> | <input type="checkbox"/> Request & Certification Under 35 USC 122(b)(2)(B)(i) |
| <input type="checkbox"/> Continued Prosecution Application (CPA) | <input type="checkbox"/> Request to Rescind Previous Nonpublication Request |
| <input type="checkbox"/> Declaration & POA (<u> </u> pgs) | <input type="checkbox"/> Response to Notice of Missing Parts & Formalities Letter |
| <input type="checkbox"/> Drawings: <u> </u> sheets, <u> </u> figures | <input type="checkbox"/> Response to Written Opinion (<u> </u> pgs) |
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| <input type="checkbox"/> IDS & PTO/SB/08 (<u> </u> pgs) | <input checked="" type="checkbox"/> Transmittal Letter |
| <input type="checkbox"/> Other <u> </u> | |

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Deliver to: Michael L. Borin, USPTO Art Group: 1631
Facsimile No.: (571) 273-8300 Date: September 14, 2006
From: Brent E. Vecchia, Reg. No. 48,011
Our Docket No.: 42P11816D Number of pages 14 including this sheet.
Application No.: 10/693028 Filing Date: 10/23/2003
Docket Due Date(s): 9/14/2006

Enclosed are the following documents:

<input checked="" type="checkbox"/> Amendment: <u>Response</u> (<u>16</u> pgs)	<input type="checkbox"/> Issue Fee Transmittal
<input type="checkbox"/> Appeal Brief (<u> </u> pgs)	<input type="checkbox"/> Notice of Appeal
<input type="checkbox"/> Application: _____ (<u> </u> pgs) w/cover & abstract	<input type="checkbox"/> Petition for: _____
<input type="checkbox"/> Assignment & Cover Sheet (<u> </u> pgs)	<input type="checkbox"/> Request for Continued Examination (RCE)
<input checked="" type="checkbox"/> Certificate of <u>Facsimile</u>	<input type="checkbox"/> Reply Brief (<u> </u> pgs)
<input type="checkbox"/> Continued Prosecution Application (CPA)	<input type="checkbox"/> Request & Certification Under 35 USC 122(b)(2)(B)(i)
<input type="checkbox"/> Declaration & POA (<u> </u> pgs)	<input type="checkbox"/> Request to Rescind Previous Nonpublication Request
<input type="checkbox"/> Drawings: <u> </u> sheets, <u> </u> figures	<input type="checkbox"/> Response to Notice of Missing Parts & Formalities Letter
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application No.	10/693028	
	Filing Date	October 23, 2003	
	First Named Inventor	Eric C. Hannah	
	Art Unit	1631	
	Examiner Name	Michael L. Borin	
Total Number of Pages in This Submission	10	Attorney Docket Number	42P11816D

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO/SB/08 <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; margin-top: 10px;">Facsimile Transmittal Sheet</div>
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Brent E. Vecchia, Reg. No. 48,011 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	<i>Brent E. Vecchia</i>
Date	September 14, 2006

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Signature	<i>Brent E. Vecchia</i>	Date	September 14, 2006

Based on PTO/SB/21 (09-04) as modified by Blakely, Sokoloff, Taylor & Zafman (wtr) 11/20/2005.
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FEE TRANSMITTAL for FY 2005

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

0.00

Complete if Known

Application Number 10/693028
Filing Date October 23, 2003
First Named Inventor Eric C. Hannah
Examiner Name Michael L. Borin
Art Unit 1631
Attorney Docket No. 42P11816D

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ None ☐ Other (please identify):
☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any additional fee(s) or underpayment of fee(s) under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20. ☐ Credit any overpayments

FEE CALCULATION

1. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
13	2*	0	\$0.00
Independent Claims	1	0	\$0.00
Multiple Dependent			

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description
1202	2202	50	25	Claims in excess of 20
1201	2201	200	100	Independent claims in excess of 3
1203	2203	260	180	Multiple Dependent claim, if not paid
1204	2204	790	365	Reissue independent claims over original patent
1205	2205	500	150	Reissue claims in excess of 20 and over original patent

SUBTOTAL (1) (\$)

0.00

*or number previously paid, if greater. For Reissues, see below

2. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description
1051	2051	130	65	Surcharge - late filing fee or oath
1052	2052	50	25	Surcharge - late provisional filing fee or cover sheet
2053	2053	130	130	Non-English specification
1251	2251	120	80	Extension for reply within first month
1252	2252	450	225	Extension for reply within second month
1253	2253	1,020	510	Extension for reply within third month
1254	2254	1,690	795	Extension for reply within fourth month
1255	2255	2,160	1,080	Extension for reply within fifth month
1401	2401	500	250	Notice of Appeal
1402	2402	500	250	Filing a brief in support of an appeal
1403	2403	1,000	500	Request for oral hearing
1451	2451	1,510	1,510	Petition to institute a public use proceeding
1460	2460	130	130	Petitions to the Commissioner
1807	1807	50	50	Processing fee under 37 CFR 1.17(e)
1808	1808	180	180	Submission of Information Disclosure Stmt
1809	1809	790	395	Filing a submission after final rejection (37 CFR § 1.129(e))
1810	2810	790	395	For each additional invention to be examined (37 CFR § 1.129(b))

Other fee (specify)

SUBTOTAL (2)

(\$)

SUBMITTED BY

Name (Print/Type) Brent E. Vecchia

Registration No. 48,011

(Attorney/Agent)

Complete (if applicable)

Telephone (303) 740-1980

Signature

Brent E. Vecchia

Date

9/14/06

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Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$) 0.00

Complete if Known

Application Number 10/693028
Filing Date October 23, 2003
First Named Inventor Eric C. Hannah
Examiner Name Michael L. Borin
Art Unit 1631
Attorney Docket No. 42P11816D

METHOD OF PAYMENT (check all that apply)

- ☐ Check ☐ Credit card ☐ Money Order ☐ None ☐ Other (please identify): _____
- ☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP
- For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)
- ☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
- ☒ Charge any additional fee(s) or underpayment of fee(s) under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20. ☐ Credit any overpayments

FEE CALCULATION

1. EXTRA CLAIM FEES

Total Claims	Excess Claims	Fee from below	Fee Paid
13	0	50.00	\$0.00
1	0	200.00	\$0.00
Multiple Dependent			
Large Entity	Small Entity		
Fee Code (\$)	Fee Code (\$)	Fee Description	
1202 60	2202 25	Claims in excess of 20	
1201 200	2201 100	Independent claims in excess of 3	
1203 360	2203 180	Multiple Dependent claim, if not paid	
1204 790	2204 365	**Reissue independent claims over original patent	
1205 300	2205 180	**Reissue claims in excess of 20 and over original patent	
SUBTOTAL (1)		(\$)	0.00

**or number previously paid, if greater. For Reissues, see below

2. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath			
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet			
2053 130	2053 130	Non-English specification			
1251 120	2251 60	Extension for reply within first month			
1252 450	2252 225	Extension for reply within second month			
1253 1,020	2253 510	Extension for reply within third month			
1254 1,590	2254 795	Extension for reply within fourth month			
1255 2,160	2255 1,080	Extension for reply within fifth month			
1401 500	2401 250	Notice of Appeal			
1402 500	2402 250	Filing a brief in support of an appeal			
1403 1,000	2403 500	Request for oral hearing			
1451 1,510	2451 1,510	Petition to institute a public use proceeding			
1480 130	2480 130	Petition to the Commissioner			
1807 50	1807 50	Processing fee under 37 CFR 1.17(a)			
1808 180	1808 180	Submission of Information Disclosure Stmt			
1809 790	1809 395	Filing a submission after final rejection (37 CFR § 1.128(a))			
1810 790	2810 395	For each additional invention to be examined (37 CFR § 1.129(b))			
Other fee (specify)					
SUBTOTAL (2)		(\$)			

SUBMITTED BY

Complete (if applicable)

Name (Print/Type) Brent E. Vecchia Registration No. 48,011 Telephone (303) 740-1980
Signature *Brent E. Vecchia* Date 9/14/06

Based on PTO/5B/17 (12-04) as modified by Blakely, Sokoloff, Taylor & Zafman (W4) 12/15/2004.
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

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Our Docket No: 42P11816

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Eric C. HannahExaminer: **Michael L. Borin**

Application No.: 09/966,024

Art Group: 1631

Filed: 9/28/01

For: **FAST SECONDARY STRUCTURE
DISCOVERY METHOD FOR
PROTEIN FOLDING**AMENDMENT AND RESPONSE TO THE OFFICE ACTIONCommissioner for Patents
Washington, DC 20231-9999

Sir:

In response to the Office Action mailed 06/14/2006, the Applicants respectfully request that the Examiner enter the following amendments and consider the following remarks.

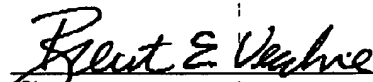
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Date of Transmission

~~Pat Sullivan~~**BRENT E VECCHIA**

Name of Person Transmitting Correspondence


Signature**9/14/06**
DateAtty Docket No. 42P11816
Application No. 09/966,024

1